

Remarks

Claims 1-14 are currently pending.

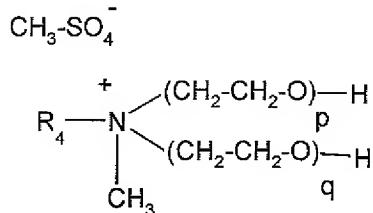
Double Patenting

The Examiner has provisionally rejected claims 1, 2, 4, 5, 10 and 11 on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1, 2 and 4-7 of Application No. 09/790,759. Applicants respectfully submit Application No. 09/790,759 is no longer pending and request the double patenting rejection be removed.

35 U.S.C. § 102

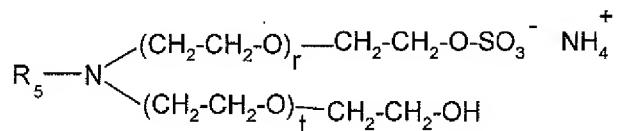
The Examiner rejected claims 1-5, 10 and 13-14 under 35 U.S.C. § 102(b) as being anticipated by Moors et al. (US 2002/0007517). Applicants respectfully traverse this rejection for the following reasons.

Claim 1 has been amended to recite an aqueous liquid composition containing a specific emulsifier consisting of one third by weight of a compound of the formula



wherein R_4 is $\text{CH}_3(\text{CH}_2)_{17-21-}$, and the sum of p and q is 34, and

two thirds by weight of a compound of the formula



wherein R_5 is $\text{CH}_3(\text{CH}_2)_{15-18-}$ or $\text{CH}_3(\text{CH}_2)_7\text{-CH=CH-(CH}_2)_8-$ and the sum of r and t is 14.

Support for this amendment can be found at, for example, page 12, Example 1, of the present application.

In comparison, Moors et al. discloses a liquid composition containing a different emulsifier having the general formula (1) as shown on page 2, paragraph [0022] of the published application. Moors et al. neither discloses, expressly or inherently, the specific emulsifier of the present invention. Since each and every element as set forth in the present set of claims is not disclosed in Moors et al., this publication is not anticipatory. Accordingly, Applicants respectfully request this rejection be withdrawn.

35 U.S.C. § 103(a)

The Examiner rejected claims 1, 2, 4, 5 and 12 under 35 U.S.C. § 103(a) as being unpatentable over Trinh et al. (US Pat. No. 6,284,231) in view of Laughlin et al. (US Pat. No. 3,925,262).

Trinh et al. teaches cyclodextrin compositions containing surfactants (e.g. ethoxylated ethylene diamine and polyalkylene oxide polysiloxanes) which can be applied to textile materials by spray application. Trinh et al. neither teaches nor suggests an aqueous liquid composition containing component (b) nor the specific emulsifier (c) of amended claim 1.

Adding the teachings of Laughlin et al. does not bring one skilled in the art closer to the presently claimed invention. Laughlin et al. teaches detergent compositions containing an emulsifier; however, Laughlin et al. neither teaches nor suggests the specific emulsifier of amended claim 1. Accordingly, Trinh et al. in combination with Laughlin et al. does not teach or suggest each and every element of the subject matter of presently claimed 1 and therefore does not render the present invention obvious.

The Examiner also rejected claims 1 and 2 under 35 U.S.C. § 103(a) as being unpatentable over Ohama (JP 2000-345106) and claim 1 under 35 U.S.C. § 103(a) as being unpatentable over Nakamura et al. (JP 10-025442).

Ohama and Nakamura teach compositions containing emulsifiers. However, neither publication teaches or suggests the specific emulsifier of amended claim 1 or provides any reason or motivation to modify the compositions they teach by incorporating the specific emulsifier of amended claim 1. Thus, neither publication makes obvious the aqueous liquid composition of presently claimed claim 1.

Finally, the Examiner rejected claims 6-9 and 12 under 35 U.S.C. § 103(a) as being unpatentable over Moors et al. in view of Reuscher et al. (US Pat. No. 5,728,823).

For the reasons set forth above, Applicants submit claims 6-9 and 11-12 are not obvious based on Moors et al. Furthermore, Reuscher et al. is added only for teaching specific reactive cyclodextrins. Reuscher et al. does not teach or suggest the presently claimed aqueous liquid composition or a process of applying such a composition to a textile material. Therefore, claim 1 and all claims depending on claim 1 are not obvious in view of Moors et al. and Reuscher et al.

Based on the above amendments and remarks, Applicants respectfully request the rejections under 103(a) be withdrawn and the issuance of a Notice of Allowance toward the pending claims.

Should any fee be due in connection with the filing of this document, the Commissioner for Patents is hereby authorized to deduct said fee from Huntsman Corporation Deposit Account No. 08-3442.

Respectfully Submitted,

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